

S/N 10/714,355

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	LENTSCH ET AL.	Examiner:	L. DOUYON
Serial No.:	10/714,355	Group Art Unit:	1751
Filed:	NOVEMBER 14, 2003	Docket No.:	163.1204USC3
Title:	STABLE SOLID BLOCK METAL PROTECTING WAREWASHING DETERGENT COMPOSITION		

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on June 14, 2005.

By

Name: Cheryl A. Boerboom

TERMINAL DISCLAIMER TO OBVIATE  
A DOUBLE PATENTING REJECTION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Petitioner, Ecolab, Inc., a corporation organized and existing under the laws of the State of Minnesota and having its primary place of business at EcolabSchuman Center, 655 Lone Oak Dr., in the county of Ramsey, and the state of Minnesota represents that it is the owner of the entire right, title and interest in U.S. Patent Application Serial No. 10/714,355, filed on November 14, 2003 and entitled STABLE SOLID BLOCK METAL PROTECTING WAREWASHING DETERGENT COMPOSITION, by virtue of our assignment recorded at Reel 9334, Frame(s) 0444. Attached herewith is a Certificate under 37 C.F.R. § 3.73(b) establishing Ecolab Inc.'s right as assignee to take action.

Petitioner, Ecolab Inc., hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of U.S. Patent Nos. 6,156,715, 6,410,495,

6,660,707, 6,177,392 and 6,258,765 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent Nos. 6,156,715, 6,410,495, 6,660,707, 6,177,392 and 6,258,765, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors, or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the full statutory term as presently shortened by any terminal disclaimer of United States Patent Nos. 6,156,715, 6,410,495, 6,660,707, 6,177,392 and 6,258,765, in the event that United States Patent Nos. 6,156,715, 6,410,495, 6,660,707, 6,177,392 and 6,258,765 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims cancelled by a reexamination certification, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

For submissions on behalf of an organization (e.g. corporation, partnership, university, government agency, etc.), the undersigned (whose title is supplied below) is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States

Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

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Date: June 14, 2005

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